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Date: 6/28/01

By: Deborah Brockmeyer

Docket No. 4257-0025.30

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Stephanie K. Clendennen et al.

SERIAL No.: 09/811,093

FILED: March 16, 2001

FOR: MELON PROMOTERS FOR EXPRESSION OF
TRANSGENES IN PLANTS

EXAMINER: Unknown

ART UNIT: 1645

Power of Attorney by Assignee and Certification
Under 37 CFR §3.73(b)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

I, the undersigned, acting on behalf of the Assignee of

☐ an undivided share of the entire right, title, and
interest

☒ the entire right, title and interest

in the above-identified patent application, appoint the attorneys and agents listed below to prosecute this application and transact all business with the U.S. Patent and Trademark Office in connection therewith. This appointment is to the exclusion of the inventor(s) and their attorney(s) and agent(s) in accordance with the provisions of 37 CFR 3.71.

All prior powers of attorney for this application are hereby revoked. The appointed representatives are:

Peter J. Dehlinger, Registration No. 28,006
Judy M. Mohr, Registration No. 38,563
LeeAnn Gorthey, Registration No. 37,337
Linda R. Judge, Registration No. 42,702
Larry W. Thrower, Registration No. 47,994

all affiliated with Iota Pi Law Group.

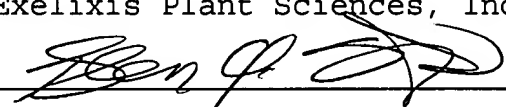
Direct all telephone calls to Linda R. Judge at (650) 324-0880. Address all correspondence to:

Iota Pi Law Group
P.O. Box 60850
Palo Alto, CA 94306
Telephone: (650) 324-0880
Customer No. 22918

In accordance with 37 CFR 3.73(b), I hereby certify that I am empowered to act on behalf of the Assignee. To the best of my knowledge and belief, title is in the Assignee.

I further declare that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, USC §1001 and that such willful false statements may jeopardize the validity of the this application or any patent resulting therefrom.

ASSIGNEE: Exelixis Plant Sciences, Inc.

Signature: 

Typed Name: Glen Y. Sato

Title: CFO & Vice President, Legal Affairs

Date: June 20, 2001

Address: 170 Harbor Way, P.O. Box 511
S. San Francisco, CA 94083-511



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INVENTORSHIP DECLARATION BY JOINT INVENTORS

I HEREBY DECLARE THAT:

My residence, mailing address, and citizenship are stated next to my name in PART A on hereof.

I believe I am the original, first, and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled

MELON PROMOTERS FOR EXPRESSION OF TRANSGENES IN PLANTS

the specification of which:

- ☐ is attached hereto.
- ☒ was filed on March 16, 2001 as Application Serial No. 09/811,093.

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate listed in PART B hereof and have also identified in PART B on hereof any foreign application for patent or inventor's certificate having a filing date before that of the application of which priority is claimed.

I hereby claim the benefit under Title 35, United States Code §119(e) and §120, of any United States application(s) listed in PART C hereof and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations §1.56 which occurred between the filing date of the prior application and any national or PCT international filing date of this application.

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Please direct all telephone calls to Linda R. Judge at (650) 324-0880. Address all correspondence to:

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Palo Alto, CA 94306-0850

Customer No. 22918

INVENTORSHIP DECLARATION BY JOINT INVENTORS

PART A: INVENTOR INFORMATION AND SIGNATURE

Full name of FIRST inventor: Stephanie K. Clendennen

Citizenship: U.S.A.

Mailing Address:

8640 S.W. 89th Avenue

Portland, OR 97223-6803

Residence (if different):

Inventor's Signature:

SK Clenden

Date: 14 Jun 01

Full name of SECOND inventor: Jill A. Kellogg

Citizenship: U.S.A.

Mailing Address:

P. O. Box 4897

Bend, OR 97707

Residence (if different):

15052 Fall River Drive

Bend, OR 97707

Inventor's Signature: _____

Date: _____

INVENTORSHIP DECLARATION BY JOINT INVENTORS

PART B: CLAIM TO PRIORITY OF FOREIGN APPLICATION(S) UNDER 35 U.S.C. 119(a-d)

Country

App. No.

Filing Date

PART C: CLAIM TO PRIORITY OF U.S. PROVISIONAL AND NONPROVISIONAL APPLICATION(S) UNDER 35 U.S.C. 119(e) AND 120

Serial No.

Filing Date

Status

60/190,414

03/17/00

☒

Abandoned

INVENTORSHIP DECLARATION BY JOINT INVENTORSPART A: INVENTOR INFORMATION AND SIGNATUREFull name of FIRST inventor: Stephanie K. ClendennenCitizenship: U.S.A.

Mailing Address:

8640 S.W. 89th AvenuePortland, OR 97223-6803

Residence (if different):

Inventor's Signature: _____

Date: _____

Full name of SECOND inventor: Jill A. KelloggCitizenship: U.S.A.

Mailing Address:

P. O. Box 4897Bend, OR 97707

Residence (if different):

15052 Fall River DriveBend, OR 97707

Inventor's Signature: _____

Date: 19 June 2001INVENTORSHIP DECLARATION BY JOINT INVENTORSPART B: CLAIM TO PRIORITY OF FOREIGN APPLICATION(S) UNDER 35 U.S.C. 119(a-d)

Country

App. No.

Filing Date

PART C: CLAIM TO PRIORITY OF U.S. PROVISIONAL AND NONPROVISIONAL APPLICATION(S) UNDER 35 U.S.C. 119(e) AND 120Serial No.Filing DateStatus60/190,41403/17/00

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